

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA  
FORT LAUDERDALE DIVISION

CASE NO.: 0:24-cv-60701-MD

STEVEN BENTON AUBREY,

Plaintiffs,

v.

JOHN D. FRY; BRIAN D. FILLINGIM; and  
GLEN A. FITZMARTIN,

Defendants.

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**NOTICE OF UNAVAILABILITY**

The undersigned attorney for Defendant, GLEN A. FITZMARTIN, gives notice to this Court and advises all parties in this action that he will be out of the area and unavailable to participate in this action, due to pre-paid travels, on the following dates:

**Friday, April 4, 2025, through Wednesday, April 9, 2025**

**Monday, October 27, 2025, through October 31, 2025**

Wherefore, the Defendant, GLEN A. FITZMARTIN, requests that no hearings, depositions, or any other proceedings be set during the above time period.

Respectfully Submitted on this 15<sup>th</sup> day of January 2025.

### **Certificate of Service**

I CERTIFY that on this 15<sup>th</sup> day of January 2025, I electronically filed the foregoing document with the Clerk of Court by using the CM/ECF system or by email to all parties. I further certify that I either mailed the foregoing document and the Notice of Electronic Filing by first class mail to any non-CM/ECF participants and/or the foregoing document was served via transmission of Notice of Electronic Filing generated by CM/ECF to any and all active CM/ECF participants.

/s/ Michael R. Piper

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